IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 19TH SEPTEMBER 2007 / 28TH BHADRA 1929

Bail Appl..No. 5659 of 2007()

O.R.NO.35/07 OF THIRUVANANTHAPURAM EXCISE RANGE

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: PETITIONERS/PETITIONERS/ACCUSED 1 AND 2:

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1. SURESH, S/O. KUNJAN,
AGED 29 YEARS, THONOORKARA POST OFFICE LIMIT,
THONOORKARA DESOM, CHELAKKARA VILLAGE,
VADAKKANCHERRY TALUK, THRISSUR DISTRICT.

2. K.R. LALU, S/O. K.K.RAGHAVAN,
AGED 40 YEARS, PUNARTHAM HOUSE, VETTINADU DESOM,
VATTAPARA VILLAGE, NEDUMANGADU TALUK FROM
KOLLAMPARAMBIL HOUSE, ERUMELI VILLAGE,
KANJIRAPPALLY TALUK, KOTTAYAM DISTRICT.

BY ADV. SRI.R.KISHORE
SRI.SIVARAM

RESPONDENTS: RESPONDENTS/COMPLAINANT:

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1. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR, ERNAKULAM.

2. EXCISE RANGE INSPECTOR,
THIRUVANANTHAPURAM EXCISE RANGE.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.5659 of 2007

Dated this the 19th day of September, 2007

ORDER

Application for regular bail. The petitioners are accused 1 and 2. They face allegations under the Kerala Abkari Act. They were allegedly found to be in possession of 777 litres of Indian Made Foreign Liquor in 1035 bottles. They were arrested on 28.07.07 and continue in custody from that date.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigators are granted the full complement of 60 days to complete the investigation and I am satisfied that the petitioners can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioners shall be released on bail on the following terms and conditions.

i) The petitioners shall not be released on the strength of this order prior to 28.09.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

ii) The petitioners shall execute a bond for Rs.1,00,000/- (Rupees One lakh only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioners shall make themselves available for interrogation before the Investigating Officer from the date of their release between 10 a.m and 12 noon on all Mondays and Fridays for a period of 3 months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-